

Docket No. 30585/5

**DECLARATION AND POWER OF ATTORNEY
FOR UTILITY PATENT APPLICATION - JOINT**

As the below named inventors, we hereby declare that:

Our residences, post office addresses, and citizenships are as stated below next to our names.

We believe we are the original, first, and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled **EXECUTING PROGRAMS FOR A FIRST COMPUTER ARCHITECTURE ON A COMPUTER OF A SECOND ARCHITECTURE**, which is described and claimed in the specification filed on January 28, 1999 and accorded Serial No. 09/239,194.

We hereby state that we reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

We hereby appoint the following attorneys and agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

David E. Boundy, Reg. No. 36,461; David M. Klein, Reg. No. 35,221; Antoinette E. Baker, Reg. No. 44,018; and James R. Warnot, Jr., Reg. No. 34,455 all of Shearman & Sterling, 599 Lexington Avenue, New York, New York 10022; and Sally J. Daub, Reg. No. 41,478, ATI Technologies, Inc., 75 Tiverton Court, Unionville, Ontario, L3R 9S3, Canada.

Address all telephone calls to David E. Boundy, Esq. at telephone no. (212) 848-7928.

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Address all correspondence to:

David E. Boundy, Esq.
Shearman & Sterling
599 Lexington Avenue
New York, New York 10022

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of First Inventor: John S. Yates, Jr.
Residence: 40 Pine Street, Needham, MA 02492
Citizenship: USA
Post Office Address: 40 Pine Street, Needham, MA 02492

Signature of First Inventor: _____

Date: 5/5/99

Full Name of Second Inventor: Sandeep Nijhawan
Residence: 3591 Townsquare Drive, San Jose, CA 95127
Citizenship: India
Post Office Address: 3591 Townsquare Drive, San Jose, CA 95127

Signature of Second Inventor: _____

Date: 5/20/99

Full Name of Third Inventor, if any: Matthew F. Storch
Residence: 3301 Homestead Road, Apt. 308, Santa Clara, CA 95051
Citizenship: USA
Post Office Address: 3301 Homestead Road, Apt. 308, Santa Clara, CA 95051

Signature of Third Inventor: Matthew F. Storch
Date: 5/20/99

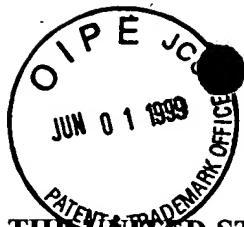
Full Name of Fourth Inventor, if any: Dale R. Jurich
Residence: 211 Bacigalupi Drive, Los Gatos, CA 95032
Citizenship: USA
Post Office Address: 211 Bacigalupi Drive, Los Gatos, CA 95032

Signature of Fourth Inventor: Dale R. Jurich
Date: May 20th, 1999

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PATENT

DOCKET NO. 3471-4013



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Sandeep Nijhawan et al.

Serial No.: 09/239,194

Art Unit: unassigned

Filed: January 28, 1999

Examiner: unassigned

Title: EXECUTING PROGRAMS FOR A FIRST COMPUTER ARCHITECTURE ON
A COMPUTER OF A SECOND ARCHITECTURE

ASSISTANT COMMISSIONER FOR PATENTS
Washington D.C. 20231

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**DECLARATION OF INVENTOR PURSUANT TO
PETITION TO CORRECT INVENTORSHIP UNDER RULE 1.48(a)**

I, Dale R. Jurich, declare that it was error to not name me as an inventor of inventions claimed in this application, and that the error in failing to name me inventor arose without any deceptive intention on my part.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or Imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: May 13, 1999

By: Dale R. Jurich
Dale R. Jurich

PETITION TO CORRECT INVENTORSHIP

Kindly amend the application to include Dale R. Jurich as an inventor. A check to cover the petition fee is attached.

09/239,194

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PETITION TO CORRECT INVENTORSHIP

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The undersigned attorney is authorized to act on behalf of the assignee, ATI International SRL. A photocopy of an assignment, which assignment is concurrently submitted to the Assignments Branch for recording, establishes chain of title from the inventors to the assignee.

Kindly charge any additional fee, or credit any surplus, to Deposit Account 50-0324, Order No. 30585-5.

Respectfully submitted,

SHEARMAN & STERLING

Dated: May 25, 1999

By: David E. Boundy

David E. Boundy
Registration No. 36,461

Mailing Address:
SHEARMAN & STERLING
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PATENT

Docket No. 3471-4013

ASSIGNMENT OF APPLICATION FOR PATENT

WHEREAS:

Sandeep Nijhawan, 3591 Townsquare Drive, San Jose, Santa Clara County, CA 95127

John S. Yates, Jr., 40 Pine Street, Needham, Norfolk County, MA 02492

Matthew F Storch, 3301 Homestead Rd., Apt. 308, Santa Clara, Santa Clara County, CA 95051

Dale R. Jurich, 211 Bacigalupi Dr., Los Gatos, Santa Clara County, CA 95032
(full name(s) and post office address(s) of inventor(s) (including country))

(hereinafter referred to as ASSIGNOR(S)), has made a discovery or invention entitled:

EXECUTING PROGRAMS FOR A FIRST COMPUTER ARCHITECTURE ON A

COMPUTER OF A SECOND ARCHITECTURE
(title of discovery or invention)

- ☐ for which application for Letters Patent of the United States has been executed on even date herewith,
- ☒ for which application for Letters Patent of the United States has been filed on January 28, 1999 under Serial No. 09/239,194 and

WHEREAS:

ATI International SRL, Beaumont House, Hastings, Christ Church, Barbados W.I.
(name and address of assignee)

(hereinafter referred to as ASSIGNEE), is desirous of acquiring the entire interest in, to and under said invention and in, to and under Letters Patent or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN:

Be it known that in consideration of the payment by ASSIGNEE to ASSIGNOR(S) of the sum of one Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, ASSIGNOR(S) hereby sells, assigns and transfers to ASSIGNEE, its successors, legal representatives and assigns, the full and exclusive right, title and interest to said discovery or invention in the United States and its territorial possessions and in all foreign countries and to all Letters Patent or similar legal protection in the United States and its territorial possessions and in any and all foreign countries to be obtained for said invention by said application or any continuation, division, renewal, substitute or reissue thereof or any legal equivalent thereof in a foreign country for the full term or terms for which the same may be granted.

I, SAID ASSIGNOR(S), hereby authorize and request the Commissioner of Patents and Trademarks of the United States of America and any Official of any country or countries foreign to the United States of America whose duty it

is to issue Letters Patent on applications as aforesaid, to issue all such Letters Patent for said discovery or invention to the ASSIGNEE, as assignee of the entire right, title and interest in, to and under the same, for the sole use and behalf of the ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

I, SAID, ASSIGNOR(S), hereby covenant that I have full right to convey the entire right, title and interest herein sold, assigned, transferred and set over;

AND I, SAID ASSIGNOR(S) hereby further covenant and agree that the ASSIGNEE, its successors, legal representatives, or assigns, may apply for foreign Letters Patent on said discovery or invention and claim the benefits of the International Convention, and that I will, at any time, when called upon to do so by the ASSIGNEE, its successors, legal representatives, or assigns, communicate to the ASSIGNEE, its successors, legal representatives, or assigns, as the case may be, any facts known to me respecting said discovery or invention, and execute and deliver and all lawful papers that may be necessary or desirable to perfect the title to the said discovery or invention, the said applications and the said Letters Patent in the ASSIGNEE, its successors, legal representatives and assigns, and that it reissues of the said Letters Patent or disclaimers relating thereto, or divisions, continuations, or refilings of the said applications, or any thereof, shall hereafter be desired by the ASSIGNEE, its successors, legal representatives, or assigns, sign all lawful papers, make all rightful oaths, execute and deliver all such disclaimers and all divisional, continuation and reissue applications so desired, and do all lawful acts requisite for the application for such reissues and the procuring thereof and for the filing of such disclaimers and such applications, and generally do everything possible to aid the ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said invention or discover in all countries, and without further compensation but at the expense of the ASSIGNEE, its successors, legal representatives and assigns.

Assignor's signature: _____

Sandeep Nihawan
Sandeep Nihawan

Citizenship: India

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 1st day of April, 1999.

STATE OF California)
ss.:
COUNTY OF Santa Clara

On this 1st day of April, 1999, before me, the undersigned authority, personally appeared to me

known and known to me to be the individual who is described in and who executed the foregoing Assignment, and who duly acknowledged to me that he executed the same as his own voluntary act and deed for the uses and purposed therein specified.

Traci E. Oberman
Notary Public



Assignor's signature: _____
 John S. Yates, Jr.

Citizenship: USA

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 23rd day of March, 1999.

STATE OF California)
 ss.:
 COUNTY OF Santa Clara

On this 23rd day of March, 1999, before me, the undersigned authority, personally appeared

to me known and known to me to be the individual who is described in and who executed the foregoing Assignment, and who duly acknowledged to me that he executed the same as his own voluntary act and deed for the uses and purposed therein specified.

Traci E. Oberman
 Notary Public



Assignor's signature: Matthew F. Storch
 Matthew F. Storch

Citizenship: USA

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 23rd day of March, 1999.

STATE OF California)
 ss.:
 COUNTY OF Santa Clara

On this 23rd day of March, 1999, before me, the undersigned authority, personally appeared

to me known and known to me to be the individual who is described in and who executed the foregoing Assignment, and who duly acknowledged to me that he executed the same as his own voluntary act and deed for the uses and purposed therein specified.

Traci E. Oberman
 Notary Public



